

In subsection (g)(2) of this section, the reference to a special "appointment" is substituted for the former reference to a special "appointee" for accuracy and consistency with the terminology used in the State Personnel and Pensions Article. *See, e.g.*, SP § 6-405.

In subsection (h)(1) of this section, the reference to "amendments" to the MBRC is substituted for the former reference to "revisions" to the MBRC for accuracy. *See, e.g.*, SG § 10-112(c).

In subsection (h)(2) of this section, the reference to providing technical advice to code officials and code appeal boards of "the Maryland-National Capital Park and Planning Commission, and the Washington Suburban Sanitary Commission" is added for consistency with the apparent legislative intent that those entities that are subject to the MBRC should receive technical advice on its interpretation. This addition is consistent with the purpose of the MBRC as stated in § 12-1004(c) of this subtitle.

Defined terms: "County" § 1-101

"Department" § 12-1001

"Local jurisdiction" § 12-1001

"MBRC" § 12-1001

"Rehabilitation project" § 12-1001

#### 12-1004. MARYLAND BUILDING REHABILITATION CODE — IN GENERAL.

##### (A) ADOPTION.

(1) THE DEPARTMENT, IN COOPERATION WITH THE MARYLAND BUILDING REHABILITATION CODE ADVISORY COUNCIL, THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION, AND THE STATE FIRE MARSHAL, SHALL ADOPT BY REGULATION THE MARYLAND BUILDING REHABILITATION CODE.

(2) THE MBRC SHALL BE MODELED ON THE NATIONALLY APPLICABLE RECOMMENDED REHABILITATION PROVISIONS DEVELOPED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND THE NATIONAL ASSOCIATION OF HOME BUILDERS RESEARCH CENTER.

##### (B) PURPOSE.

THE PURPOSE OF THE MBRC IS TO ENCOURAGE AND FACILITATE THE REHABILITATION OF EXISTING BUILDINGS BY REDUCING THE COST OF AND CONSTRAINTS ON REHABILITATION THAT RESULT FROM EXISTING PROCEDURES AND STANDARDS.

##### (C) APPLICABILITY.

EXCEPT AS OTHERWISE ALLOWED UNDER THIS SUBTITLE AND SUBTITLES 2, 3, 4, AND 5 OF THIS TITLE, AND NOTWITHSTANDING ARTICLES 23A, 25, 25A, 25B, 28, AND 29 OF THE CODE AND ANY BUILDING CODES, MECHANICAL CODES, PLUMBING CODES, FIRE PREVENTION CODES, AND ELECTRICAL CODES ADOPTED UNDER THOSE ARTICLES OF THE CODE, THE MBRC APPLIES TO ALL REHABILITATION PROJECTS FOR WHICH A CONSTRUCTION PERMIT APPLICATION IS RECEIVED BY A LOCAL